



1           6.       This Consent Agreement does not constitute a dismissal or resolution of other  
2 matters currently pending before the Board, if any, and does not constitute any waiver, express or  
3 implied, of the Board's statutory authority or jurisdiction. The acceptance of this Consent  
4 Agreement does not preclude any other agency, subdivision or officer of this State from  
5 instituting other civil or criminal proceedings with respect to the conduct that is the subject of  
6 this Consent Agreement.

7           7.       All admissions made by Respondent are solely for final disposition of this matter  
8 and any subsequent administrative proceedings or litigation involving the Board, Respondent and  
9 the State of Arizona; and, therefore, said admissions by Respondent are not intended for any  
10 other purpose or administrative regulatory proceeding or litigation in another state or federal  
11 court.

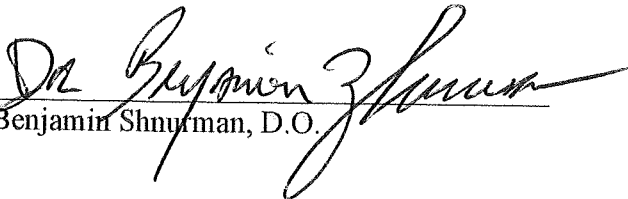
12           8.       Upon signing this agreement, and returning this document (or a copy thereof) to  
13 the Board's Executive Director, Respondent may not revoke the acceptance of the Consent  
14 Agreement. Respondent may not make any modifications to the document. Any modifications to  
15 this original document are ineffective and void unless mutually approved by the parties.

16           9.       If the Board does not adopt this Consent Agreement, Respondent will not assert as  
17 a defense that the Board's consideration of this Consent Agreement constitutes bias, prejudice,  
18 prejudgment or other similar defense.

19           10.      This Consent Agreement, once approved and signed, is a public record that will  
20 be publicly disseminated as a formal action of the Board and will be reported to the National  
21 Practitioner Data Bank and to the Board's website.

22           11.      If any part of the Consent Agreement is later declared void or otherwise  
23 unenforceable, the remainder of the Consent Agreement in its entirety shall remain in force and  
24 effect.  
25

1 REVIEWED AND ACCEPTED THIS 30 DAY OF April, 2017.

2  
3   
4 Benjamin Shurman, D.O.

5 **JURISDICTIONAL STATEMENTS**

6 1. The Board is empowered, pursuant to A.R.S. § 32-1800, *et seq.*, to regulate the  
7 licensing and practice of osteopathic medicine in the State of Arizona.

8 2. Respondent holds license No. 4389 issued by the Board to practice as an  
9 osteopathic physician.

10 **FINDINGS OF FACT**

11 1. On or about November 16, 2016, Respondent entered into a Consent Order with  
12 the State of Illinois Department of Financial and Professional Regulation Division of  
13 Professional Regulation wherein Respondent voluntarily relinquished his Physician and Surgeon  
14 license (No. 036.082580).

15 2. The voluntary relinquishment was the result of a 2014 investigation by the  
16 Moline, Illinois police department into allegations that Respondent engaged in sexual relations  
17 with a patient.

18 3. Respondent failed to disclose to the Board on his 2014 and 2016 renewal  
19 applications that he was under investigation with the Illinois Medical Board nor did he report the  
20 voluntary relinquishment of his license that occurred just days after he submitted his 2016  
21 renewal.

22 4. Respondent understands that the voluntary surrender of his license constitutes the  
23 revocation of the same and will be reported to the National Practitioner's Databank.  
24  
25

**CONCLUSIONS OF LAW**

1  
2 1. The conduct and circumstances described above constitutes unprofessional  
3 conduct pursuant to A.R.S. §32-1854 (18), which states, "The denial of or disciplinary action  
4 against a license by any other state, territory, district or county, unless it can be shown that this  
5 occurred for reasons that did not related to the person's ability to safely and skillfully practice  
6 osteopathic medicine or to any act of unprofessional conduct as provided in this section.

7 2. The conduct and circumstances described above constitutes unprofessional  
8 conduct pursuant to A.R.S. §32-1854 (9), which states, "Procuring, renewing or attempting to  
9 procure or renew a license to practice osteopathic medicine by fraud or misrepresentation."

10 **ORDER**

11 1. **IT IS HEREBY ORDERED THAT** License Number 4389, previously issued to  
12 Benjamin Shnurman, D.O., for the practice of osteopathic medicine in the State of Arizona, is  
13 **SURRENDERED**, and that Benjamin Shnurman, D.O. shall no longer engage in the practice of  
14 medicine in the State of Arizona upon the effective date of this Order.

15 2. Any violation of this Consent Agreement constitutes unprofessional conduct and  
16 may result in disciplinary action and or referral to the appropriate law enforcement agency.

17 3. Respondent agrees he shall not apply for an osteopathic medical license in the  
18 State of Arizona for a period of at least five (5) years from the effective date of this Consent  
19 Agreement. The effective date of this Consent Agreement is the date it is signed by the Board's  
20 Executive Director.

21 ISSUED THIS 5<sup>th</sup> DAY OF May, 2017.

22 STATE OF ARIZONA  
23 BOARD OF OSTEOPATHIC EXAMINERS  
24 IN MEDICINE AND SURGERY




By: Jenna Jones  
Jenna Jones, Executive Director

Original "Consent for Surrender of License" filed this 5<sup>th</sup> day of  
May, 2017 with the:

Arizona Board of Osteopathic Examiners  
In Medicine and Surgery  
9535 East Doubletree Ranch Road  
Scottsdale AZ 85258-5539

Copy of the foregoing "Consent for Surrender of License"  
sent via mail this 5<sup>th</sup> day of May, 2017 to:

Benjamin Shnurman, DO.  
Address of record

  
\_\_\_\_\_